

RESOLUTION 1145

WHEREAS, it appears that the CITY OF LODI, a municipal corporation, is still holder of record of a certain option agreement with the PENN MINING COMPANY, a Wyoming corporation, dated November 30, 1935, and recorded June 19, 1936, in Book "U" of Agreements, page 9, official records of Calaveras County, California, for the acquisition of lands and easements in connection with a former electric power project of the City of Lodi in Calaveras County, which is no longer under cootemplation; and

WHEREAS, PENN MINING COMPANY, through its attorney, has requested the City to execute and deliver to said Company a quitclaim deed to said option rights so as to clear the rwcord title to said property: and

WHEREAS, it appears that said easements are no longer of any value to the City, end that only a nominal sum was ever paid for the same, and that it is proper that such request should be granted;

NOW, THEREFORE, BE IT

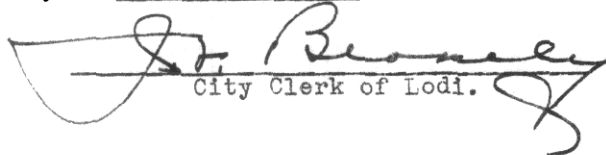
RESOLVED, that the Mayor and the City Clerk are hereby authorized and directed to execute, in the City's name, a quitclaim deed relinquishing to Penn Mining Company the right to acquire the easements heretofore-given the City of Lodi under said option.

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I, J. F. BLAKELY, do hereby certify that I am, and at all times herein mentioned have been, the City Clerk of the City of Lodi, a municipal corporation; that the above and foregoing is a full, true and correct copy of a resolution of the City Council of the City of Lodi, duly passed and adopted at <sup>an adjourned</sup> a regular meeting of the Council held on the day of October, 1942; that a quorum of said was present and acted throughout said meeting, and that said resolution was unanimously adopted.

I further certify that said resolution has not been revoked nor modified in any way. and is in full force and effect.

WITNESS my signature and the official seal of the City of Lodi, this 8th day of October, 1942.

  
City Clerk of Lodi.



QUITCLAIM DEED

THIS INDENTURE, made the 8th day of October, 1942, by and between CITY OF LODI, a municipal corporation, of the state of California, the party of the first part, and PENN MINING COMPANY, a Wyoming corporation, the party of the second part,

WITNESSETH:

That the said party of the first part, in consideration of the sum of One Dollar (\$1), lawful money of the United States of America, to it in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, does hereby release and forever QUITCLAIM unto the party of the second part, and to its successors and assigns forever, all rights of the party of the first part, acquired under and by virtue of that certain option agreement affecting lands situated in the County of Calaveras, state of California, in Section 4, Township 4 North, Range 10 East, M. D. B. and M., and any lands in the Southwest 1/4 of the Southeast 1/4 of Section 33, Township 5 north, Range 10 East, M. D. B. and M., which option agreement was dated November 30, 1935, and recorded June 19, 1936, in Book "U" of Agreements, at page 9 thereof, Official Records of Calaveras County, California; it being the intent of this quitclaim to release to party of the second part any and all rights which were and have remained vested in party of the first part under the terms of said option.

TO HAVE AND TO HOLD the said premises, together with the appurtenances, unto the party of the second part, and to its successors and assigns forever.

IR WITNESS WHEREOF, the party of the first part, by its officers thereunto duly authorized, has caused its

corporate name, CITY OF LODI, to be hereunto subscribed,  
and its official corporate seal to be hereunto affixed, the  
day and year first above written.

CITY OF LODI, a municipal corporation,

By C. B. Bull (Sgnd)  
Mayor

ATTEST:

J. F. Blakely (Sgnd)  
City Clerk

STATE OF CALIFORNIA  
COUNTY OF SAN JOAQUIN ss

On this 8th day of October, 1942, before me a Notary  
Public in and for the County of San Joaquin, state of  
California, personally appeared C. B. BULL, known to me  
to be the Mayor of the City of Lodi and J. F. BLAKELY,  
known to me to be the City Clerk of said City, the  
municipal corporation named in the above quit claim deed,  
and they each acknowledged to me that such municipal  
corporation executed the same.

Glenn West (Sgnd)  
Notary Public in and for the  
County of San Joaquin, State of  
California.

My Commission Expires March 4-1945.